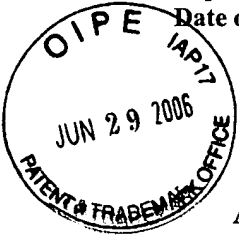


Date of Deposit: June 29, 2006

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: Rothberg et al. CONFIRMATION NUMBER: 6233
SERIAL NUMBER: 09/814,338 EXAMINER: YOUNG J. KIM
FILING DATE: March 21, 2001 ART UNIT: 1637
FOR: **METHOD OF SEQUENCING A NUCLEIC ACID**

MAIL STOP AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTICE OF APPEAL
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Pursuant to 37 C.F.R. §1.191, Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Examiner's December 29, 2005 Office Action finally rejecting the claims in the above-identified application. A check in the amount of \$500.00 for filing this appeal is enclosed herewith pursuant to 37 C.F.R. §1.17(b). Applicants are filing concurrently herewith a petition for a three-month extension of time pursuant to 37 C.F.R. §1.136(a)(1) and the required fee. With the extension, the Notice of Appeal is due on or before June 29, 2006.

The USPTO is authorized to charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Customer No. 35437, Reference No. 21465-501 CIP2. A duplicate copy of this Notice is enclosed.

Respectfully submitted,

Dated: June 29, 2006

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